

BK012711PG02028

WAKE COUNTY, NC 805
LAURA M RIDDICK
REGISTER OF DEEDS
PRESENTED & RECORDED ON
08/17/2007 AT 16:28:21

BOOK:012711 PAGE:02028 - 02034

Hold #155

STATE OF NORTH CAROLINA

COUNTY OF WAKE

**SUPPLEMENTARY DECLARATION OF ANNEXATION
HOLLY GLEN EAST**

This Supplementary Declaration of Annexation Holly Glen East is made as of the date set forth in the notary acknowledgement herein by **HOLLY GLEN HOMEOWNERS ASSOCIATION, INC.**, a North Carolina non-profit corporation (hereinafter "Holly Glen"), **BILL CLARK HOMES OF RALEIGH, LLC**, a North Carolina limited liability company, and **CLARK LAND COMPANY, LLC**, a North Carolina limited liability company (together referred to hereinafter as "Bill Clark").

WITNESSETH:

WHEREAS, Holly Glen has received all rights, title and interests as Declarant, with the exception of certain rights of architectural control specifically reserved to Buckhaven Development Group, by that Assignment of Declarant's Rights recorded in Book 11851, Page 305, Wake County Registry, and through those certain Assignment of Declarant's Rights recorded in Book 11343, Page 1450 and Book 11402, Page 611, Wake County Registry, and those certain Correction to Assignment of Declarant's Rights recorded in Book 11789, Page 1048 and Book 11789, Page 1053, Wake County Registry.

WHEREAS, the Assignments transferred all rights and obligations to Holly Glen under that certain Declaration of Covenants and Restrictions of the Holly Glen Homeowners Association recorded in Book 6464, Page 346, Wake County Registry, as subsequently amended and supplemented in Book 7155, Page 616, Wake County Registry, (hereinafter collectively referred to as the "Declaration").

WHEREAS, pursuant to Section 2 of Article II of the Declaration, Holly Glen desires to subject additional property into the plan and operation of the Declaration and to the jurisdiction of the Holly Glen Homeowners Association.

WHEREAS, Bill Clark is the owner of the real property described in **Exhibit A** attached hereto (hereinafter "Property").

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NOW, THEREFORE, in consideration of the premises, Holly Glen and Bill Clark hereby declare that the property identified and described on **Exhibit A** attached hereto and incorporated by reference shall be and hereby is made subject to the Declaration and to the jurisdiction of the Holly Glen Homeowners Association.

Said Property shall be owned, held, transferred, sold, conveyed, given, donated, devised, inherited, leased, occupied and used subject to the covenants, restrictions, conditions, easements, charges, assessments, affirmative obligations and liens (hereinafter "Covenants and Restrictions") contained in the Declaration, which Covenants and Restrictions shall run with the land and be binding on all parties having or acquiring any right, title and interest in the Property or any part thereof, their heirs, successors and assigns, and shall inure to the benefit of each owner thereof.

IN WITNESS WHEREOF, Bill Clark and Holly Glen have caused this Declaration of Annexation to be signed in their corporate names by their duly authorized officers, as of the date set forth in the notary acknowledgement below.

BILL CLARK HOMES OF RALEIGH, LLC,
a North Carolina limited liability company

By: _____

[Signature]

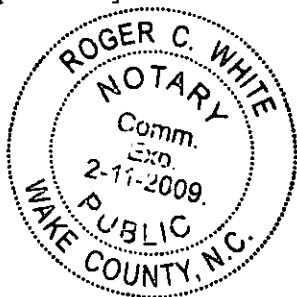
Member / Manager

STATE OF NORTH CAROLINA – COUNTY OF WAKE:

I, Roger C. White, a notary public for said county and state, certify that Edward J. Chase personally appeared before me this day and acknowledged that he is a Member / Manager of **Bill Clark Homes of Raleigh, LLC**, a North Carolina limited liability company, and that he, as Member / Manager, being authorized to do so, executed the foregoing on behalf of the corporation and the partnership.

Witness my hand and official stamp or seal, this the 17 day of August, 2007.

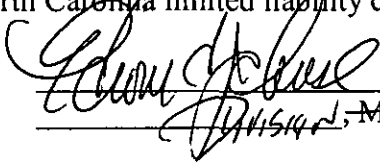
[Stamp or Seal]



[Signature]

Notary Public
(Print Name)
My commission expires: 2-11-2009

CLARK LAND COMPANY, LLC,
a North Carolina limited liability company

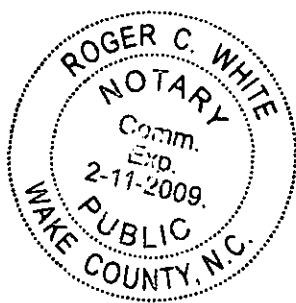
By: , Member / Manager

STATE OF NORTH CAROLINA – COUNTY OF WAKE:

I, Roger C. White, a notary public for said county and state, certify that Edward J. Chase personally appeared before me this day and acknowledged that he is a Member / Manager of **Clark Land Company, LLC**, a North Carolina limited liability company, and that he, as Member / Manager, being authorized to do so, executed the foregoing on behalf of the corporation and the partnership.

Witness my hand and official stamp or seal, this the 17 day of August, 2007.

[Stamp or Seal]

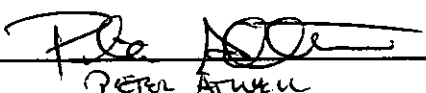



Roger C. White Notary Public
(Print Name)
My commission expires: 2-11-2009

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HOLLY GLEN HOMEOWNERS ASSOCIATION, INC.
a North Carolina non-profit corporation

(Corporate Seal)

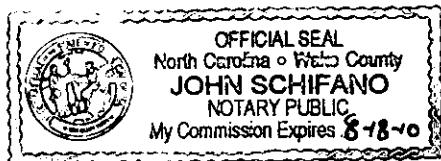
By: 
Peter Atwell, President

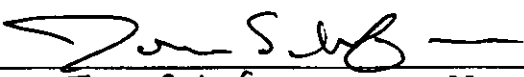
STATE OF NORTH CAROLINA – COUNTY OF WAKE:

I, John Schifano, a notary public for said county and state, certify that Peter Atwell, personally known to me, who is President of **Holly Glen Homeowners Association, Inc.**, a North Carolina Non-Profit Corporation, personally appeared before me this day and acknowledged that he is President of **Holly Glen Homeowners Association, Inc.**, and that he, as President, being duly authorized to do so, voluntarily executed the foregoing instrument on behalf of said corporation.

Witness my hand and official stamp or seal, this the 6 day of February, 2006.

[Stamp or Seal]

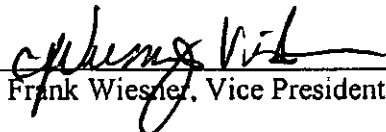



John Schifano Notary Public
(Print Name)
My commission expires: 8-18-2010

Olde South Homes, Inc. has caused this Supplementary Declaration of Annexation to be signed in its corporate name by its duly authorized officer, as of the date set forth in the notary acknowledgement below in order to signify its consent thereto:

OLDE SOUTH HOMES, INC.

(Corporate Seal)

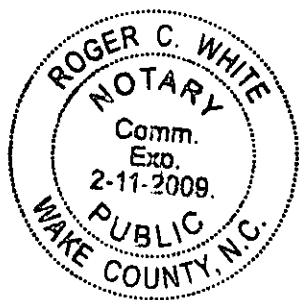
By: 
C. Frank Wiesner, Vice President

STATE OF NORTH CAROLINA – COUNTY OF WAKE:

I, Roger C. White, a notary public for said county and state, certify that C. Frank Wiesner, personally known to me, who is Vice President of **Olde South Homes, Inc.**, a North Carolina Corporation, personally appeared before me this day and acknowledged that he is Vice President of **Olde South Homes, Inc.**, and that he, as Vice President, being duly authorized to do so, voluntarily executed the foregoing instrument on behalf of said corporation.

Witness my hand and official stamp or seal, this the 17 day of August, 2007.

[Stamp or Seal]




Roger C. White Notary Public
(Print Name)
My commission expires: 2-11-2009

EXHIBIT A

Tract 1 -

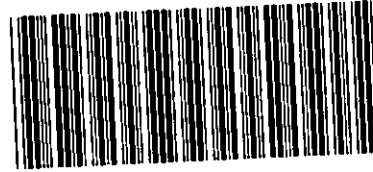
All that tract or parcel of land lying in the Town of Holly Springs, Holly Springs Township, Wake County, North Carolina, and being more particularly described as all of Tract 5, containing approximately 17.642 acres, as shown on a map entitled "Exempt Subdivision Plat For Buckhaven Development Tracts 4 & 5 of Holly Glen East" by Kenneth Close, Inc., dated 4-1-04, recorded in Book of Maps 2005, Page 963, Wake County Registry, to which reference is made for a more particular description.

Tract 2 -

Lying and being in the Town of Holly Springs, Holly Springs Township, Wake County, North Carolina, and more particularly described as follows:

All of Lots 58, 59, 151-154 (inclusive), and 157 in Holly Glen East, Phase 2, as shown on a map recorded in Book of Maps 2005, Page 1998, Wake County Registry, to which map reference is made for a more particular description; and

All of Lots 122-139 (inclusive), 148, 149, and 164-166 (inclusive) in Holly Glen East, Phase 3, as shown on a map recorded in Book of Maps 2006, Pages 1004 – 1005, Wake County Registry, to which map reference is made for a more particular description.



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Please retain with original document and submit for rerecording.**



**Wake County Register of Deeds
Laura M. Riddick
Register of Deeds**

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